

**REMARKS/ARGUMENTS**

The Office Action of January 29, 2007, has been carefully reviewed and these remarks are responsive thereto. Applicants' counsel appreciates the Examiner discussing the application on April 26, 2007, although no agreement was reached on allowable subject matter at that time. Claims 1-18 and 30-33 have been canceled. Claims 19-29, and 34-43 are pending in the application. Reconsideration and allowance of the instant application are respectfully requested.

***Rejections Under 35 U.S.C. § 103***

Claims 16, 17, 18, 19, 20, 30, 31 and 37 were rejected under 35 U.S.C. § 103 as being unpatentable over Kumar (5,648,760) in view of King et al. (6,011,554).

Claims 21-24 were rejected under 35 U.S.C. 103(a) as being unpatentable over Kumar (5,648,760) in view of King et al. (6,011,554) further in view of Alperovich et al (6,119,014) further in view of Nokia 6100 User's Guide, 9351506, Issue 2.

Claims 25-29 were rejected under 35 U.S.C. 103(a) as being unpatentable over Kumar (5,648,760) in view of King et al. (6,011,554) in view of Alperovich et al (6,119,014) in view of Nokia 6100 User's Guide, 9351506, Issue 2 further in view of Mercer et al (6,167,429).

Claims 32-36 were rejected under 35 U.S.C. 103(a) as being unpatentable over Kumar (5,648,760) in view of King et al. (6,011,554) further in view of Alperovich et al (6,119,014).

The above rejections are respectfully traversed. The types of mobile telephones disclosed in the present application is directed are those that do not have a calendar application. These types of mobile telephones are typically lower cost mobile telephones. Prior to the present application, those of ordinary skill in the art ignored the lack of features of such mobile telephones due to not having a calendar application therein. On the other hand, the applicant of the present application set out to address the lack of features in such mobile telephones and has provided, in the present application, solutions that now provide the very features previously lacking in such mobile telephones.

To facilitate prosecution, independent claim 37 has been amended to claim:

A mobile telephone comprising:

a control unit;

a reminder application for notifying the user about the occurrence of one or more timed events, where each timed event has an associated reminder text label and date and time for the reminder;

a clock application controlled by the control unit for providing clock information to the reminder application; and

a user interface including a display and an alphanumeric key pad for entering date and time information associated with a reminder text label;

the reminder application, when activated, provides a text editor window into which the user through the user interface enters a reminder text label, and a time entry window in which the user through the user interface enters a date and time associated with the reminder text label, the control unit adapted to execute time comparison between the clock information and the time set for said events, and to control the issuance of a reminder alert to an intended user once the clock information from the clock application matches the time set for one of said events, the mobile telephone not having a calendar application that provides for display of series of pages showing dates.

This claim differs from Kumar in that the claimed subject matter includes an alphanumeric key pad on which a user is able to enter reminder labels. Furthermore, it is no where stated that Kumar describes a mobile telephone.

Instead, Kumar teaches a docking station for entering information into a mobile device, and teaches a clock/calendar 25 in the mobile device. The claimed invention expressly does not include a calendar application. Unlike Kumar, the claimed invention is suitable for low end mobile telephone that has limited memory. The actual disclosure of Kumar is a wireless terminal – not a mobile telephone as in the present application. The wireless terminal of Kumar does not have a key pad, but has clock/calendar.

Mobile telephones in which the invention is implemented do not support data synchronization with a PC. Therefore, the Kumar concept of a docking station would not work in the present invention.

As evidence of non-obviousness of the present invention, it is noted that Kumar's assignee, Khyber Technologies Corporation, did not develop a mobile telephone using Kumar's teachings, but instead developed a product called POCKET PARTNER™, which had a calendar application and was designed to serve as a high end wireless phone, organizer and an Internet appliance. *See* <http://www.khyber.com/about/press12-22-99.php>

As disclosed in the present application, a reminder application can be implemented into a mobile telephone using the same mechanical platform as already available such mobile telephone. This means no extra hardware costs are required. Kumar does not point in the direction that there will be some synergy in adding a feature to a device that can be found in almost every ones pocket. Kumar discloses a device having all possible inputs and all possible outputs. The real disclosure of Kumar may be found in the third last paragraph saying:

The versatility of homebase station 12 permits unit 11 to be configured to best address the desired application. Where, for example, unit 11 is to be utilized by an ambulatory handicapped person strictly a portable, intelligent reminder, unit 11 may be limited in features to just those of interest, say audio output and display.

Thus, claim 37 provides features not taught or suggested by Kumar or the other cited art, either alone or in combination. Kumar does not teach the claim features of claim 37. As noted in the Office Action, "Kumar does not specifically teach entering characters via an alphanumeric key pad of the wireless mobile communication terminal and entering time information via the alphanumeric key pad."

King does not meet the above deficiency in Kumar. While King discloses an alphanumeric key pad for a reduced keyboard disambiguating system, no where does King teach entering time information via an alphanumeric key pad in a wireless mobile communication terminal. Thus, claim 37 is patentable over the proposed combination of Kumar and King.

The other pending claims have features similar to claim 37 and are patentable for the same reasons over the cited art.

Similarly, the pending claims are patentable over the proposed combination of Kumar, King and Alperovich and a proposed combination of Kumar, King, Alperovich, and Nokia (i.e., Nokia 6100 User's Guide, 9351506, Issue 2). Alperovich and the Nokia reference do not remedy the deficiencies in the proposed combination of Kumar and King.

### **CONCLUSION**

In view of the foregoing, it is respectfully submitted that pending claims are in condition for allowance. The Examiner is invited to contact the undersigned at the telephone number provided below, should it be deemed necessary to facilitate prosecution of the application.

Respectfully submitted,

BANNER & WITCOFF, LTD.

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By:

  
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